IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.K.DENESAN

WEDNESDAY, THE 13TH DECEMBER 2006 / 22ND AGRAHAYANA 1928

WP(C).No. 33123 of 2006(R)

PETITIONER:

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1. VIMALAKUMARI, AGED 49 YEARS,
   W/O. BHASKARAN, KUNNANA VAYAL, P.O. CHOVVA,
   KANNUR DISTRICT. (PART-TIME CASUAL SWEEPER,
   FOREST RANGE OFFICE, FLYING SQUAD DIVISION,KANNUR)

2. GEETHAMMA, AGED 47 YEARS,
   W/O. THANKAPPAN, MALAIKAKKARI, VARANADU P.O.,
   CHERTHALA, ALAPPUZH DISTRICT. (PART-TIME CASUAL
   SWEEPER, JOINT R.T.OFFICE, CHERTHALA).

BY ADV. SRI.SUNIL V.MOHAMMED

RESPONDENTS:

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1. THE STATE OF KERALA,
   REP. BY THE SECRETARY TO REVENUE DEPARTMENT,
   SECRETARIAT, THIRUVANANTHAPURAM.

2. THE CHIEF CONSERVATOR OF FOREST,
   FOREST HEAD QUARTERS, THIRUVANANTHAPURAM.

3. THE DIVISIONAL FOREST OFFICER, KANNUR.

4. THE FOREST RANGE OFFICER,
   FLYING SQUAD DIVISION, KANNUR.

5. THE TRANSPORT COMMISSIONER,
   THIRUVANANTHAPURAM.

6. THE JOINT REGIONAL TRANSPORT OFFICER,
   CHERTHALA.

BY GOVT. PLEADER SHRI. BIJOY CHANDRAN

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 13/12/2006, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K.K.DENESAN, J.

WP(C)No. 33123 OF 2006

Dated this the 13th December, 2006.

JUDGMENT

The grievance of the petitioners is that arrears of emoluments have not been granted to them despite judgments passed by this Court. If the petitioners are aggrieved by the non-payment of arrears of emoluments specific request in that behalf should be made before the appropriate authority. If such a representation is filed, the respondents will consider the same and take a decision. The ground taken by the petitioners against Ext.P7 is without any substance at all. Ext.P7 is a general order passed by the Government granting a bunch of benefits to part time casual sweepers and protecting some of the rights enjoyed by them in terms of previous orders. There is nothing in Ext.P7 which can be considered as injurious to the petitioners. I find no substance in the contentions raised by the petitioners against Ext.P7.

2. Without filing even a representation before the concerned authorities this writ petition has been filed. Hence the directions sought for cannot be granted. The petitioners are free to move the appropriate authorities and seek for orders. Certainly their grievances as may be highlighted in such representations shall have to be

considered by the competent authority in the light of the judgments already pronounced in their cases an the orders of the Government on the subject. Without prejudice to the above, the Writ petition is dismissed.

K.K.DENESAN
Judge

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